

Docket No. 00865.004327 Date: December 27, 2002

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES
In re Application of: SEIICHI KASHIWABA, ET AL.

Application No.: 09/236,339

For: OPTICAL-ELEMENT HOLDING MECHANISM, IMAGE-SHAKE CORRECTING DEVICE AND OPTICAL APPARATUS AND OPTICAL APPARATUS

Filed: January 25, 1999

Group Art Unit: 2872

Commissioner for Patents Washington, D.C. 20231

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision dated June 27, 2002 of the Primary Examiner finally rejecting claims 1-3, 6-11 and 19-22.

The item(s) checked below are appropriate.

1. tog	X ether v	A Pet	ition for 1 additional month extension of time to respond to the final rejection, e \$ 520.00 extension fee under 37 C.F.R. §1.17, is being filed concurrently herewith.	
2. wit	h the \$	A Pet	ition for an additional month extension of time to take further action, together _ extension fee under 37 C.F.R. §1.17, was filed on	
3.	X	Fee \$320.00		
			Fee \$160.00 (Verified Statement claiming small entity status is enclosed, if not filed previously.)	
		X	Enclosed	
			Not required (fee paid in prior appeal)	
			Charge to Deposit Account No. 06-1205 (One additional copy of this Notice enclosed herewith)	

12/30/2002 JADDO1 00000026 09236339

01 FC:1401

320.00 OP

- 4. X Any prior general authorization to charge an issue fee under 37 C.F.R. 1.18 to Deposit Account No. 06-1205 is hereby revoked. The Commissioner is hereby authorized to charge any additional fees under 37 C.F.R. 1.16 or 1.17 which may be required during the entire pendency of this application, or to credit any overpayment, to Deposit Account No. 06-1205.
- 5. X Applicants' undersigned attorney may be reached in our Washington, D.C. office by telephone at (202) 530-1010. All correspondence should continue to be directed to our address given below.

Respectfully submitted,

Attorney for Applicants

Justin J. Ollven

Registration No. 44,986

FITZPATRICK, CELLA, HARPER & SCINTO 30 Rockefeller Plaza New York, New York 10112-3801 Facsimile: (212) 218-2200

JJO/tmm

DC_MAIN 119006 v 1